

1 HONORABLE JOHN C. COUGHENOUR  
2  
3  
4  
5  
6

7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 SIXTY-01 ASSOCIATION OF APARTMENT  
11 OWNERS, a Washington non-profit corporation,

12 Plaintiff,

13 v.

14 PUBLIC SERVICE INSURANCE COMPANY;  
15 COMMERCIAL INDUSTRIAL BUILDING  
16 OWNERS ALLIANCE, INC. (dba CIBA  
17 Insurance Program; dba CIBA Insurance  
18 Services); GREAT LAKES INSURANCE, SE;  
19 ASPEN SPECIALTY INSURANCE  
COMPANY; EVEREST INDEMNITY  
INSURANCE COMPANY; FIRST  
SPECIALTY INSURANCE CORPORATION;  
IRONSHORE SPECIALTY INSURANCE  
COMPANY; LIBERTY SURPLUS  
INSURANCE CORPORATION; COLONY  
INSURANCE COMPANY; and DOES 1-20,

20 Defendants.

21 NO. 2:22-CV-01373 JCC

22 STIPULATION AND [PROPOSED]  
23 ORDER GRANTING LEAVE TO  
24 AMEND COMPLAINT

NOTE ON MOTION CALENDAR:  
**March 3, 2023**

20 **I. STIPULATION**

21 The parties herein, by and through their attorneys of record, stipulate that the Plaintiff  
22 may file its Second Amended Complaint, a redlined copy of which (without attachments) is  
23 attached hereto.

24  
25 STIPULATION AND ORDER GRANTING  
26 LEAVE TO AMEND COMPLAINT - 1  
(NO. 2:22-CV-01373 JCC)

**Ashbaugh Beal**  
701 FIFTH AVE., SUITE 4400  
SEATTLE, WA 98104  
T. 206.386.5900 F. 206.344.7400

1 DATED this 3rd day of March, 2023.

2 ASHBAUGH BEAL

SELMAN LEICHTER EDSON HSU  
NEWMAN & MOORE LLP

3 By s/ Jesse D. Miller

4 Jesse D. Miller, WSBA #35837  
jmillier@ashbaughbeal.com  
5 Zachary O. McIsaac, WSBA #35833  
zmcisaac@ashbaughbeal.com  
6 Counsel for Plaintiff Sixty-01  
Association of Apartment Owners

By s/ Jeffrey S. Tindal

Jeffrey S. Tindal, WSBA #29286  
jtindal@selmanlaw.com  
Daniel C. Heath, WSBA #49051  
dheath@selmanlaw.com  
Dallas W. Whiteley, WSBA #55650  
dwhiteley@selmanlaw.com  
Counsel for Great Lakes Insurance, SE

7  
8 McCORMICK BARSTOW LLP

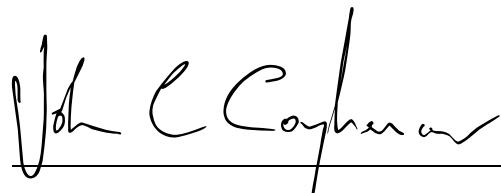
9 By s/ Patrick Fredette

10 Patrick Fredette, WSBA #25300  
patrick.fredette@mccormickbarstow.com  
11 Kevin D. Hansen, *pro hac vice*  
kevin.hansen@mccormickbarstow.com  
12 Maria E. Valencia, *pro hac vice*  
maria.valencia@mccormickbarstow.com  
13 Nicholas H. Rasmussen, *pro hac vice*  
nrasmussen@mccormickbarstow.com

14  
15 **II. ORDER**

16 IT IS SO ORDERED.

17 DATED this 3rd day of March 2023.

18  
19  
20  
21  
22  
23  
24   
John C. Coughenour  
UNITED STATES DISTRICT JUDGE

///  
///

STIPULATION AND ORDER GRANTING  
LEAVE TO AMEND COMPLAINT - 2  
(NO. 2:22-CV-01373 JCC)

**Ashbaugh Beal**  
701 FIFTH AVE., SUITE 4400  
SEATTLE, WA 98104  
T. 206.386.5900 F. 206.344.7400

1 Presented by:

2 ASHBAUGH BEAL

3 By s/ Jesse D. Miller

4 Jesse D. Miller, WSBA #35837

[jmiller@ashbaughbeal.com](mailto:jmiller@ashbaughbeal.com)

5 Zachary O. McIsaac, WSBA #35833

[zmcisaac@ashbaughbeal.com](mailto:zmcisaac@ashbaughbeal.com)

6 Attorneys for Plaintiff

7 SELMAN LEICHTER EDSON HSU

8 NEWMAN & MOORE LLP

9 By s/ Jeffrey S. Tindal

10 Jeffrey S. Tindal, WSBA #29286

[jtindal@selmanlaw.com](mailto:jtindal@selmanlaw.com)

11 Daniel C. Heath, WSBA #49051

[dheath@selmanlaw.com](mailto:dheath@selmanlaw.com)

12 Dallas W. Whiteley, WSBA #55650

[dwhiteley@selmanlaw.com](mailto:dwhiteley@selmanlaw.com)

13 Counsel for Great Lakes Insurance, SE

14 MCCORMICK BARSTOW LLP

15 By s/ Patrick Fredette

16 Patrick Fredette, WSBA #25300

[patrick.fredette@mccormickbarstow.com](mailto:patrick.fredette@mccormickbarstow.com)

17 Kevin D. Hansen, *pro hac vice*

[kevin.hansen@mccormickbarstow.com](mailto:kevin.hansen@mccormickbarstow.com)

18 Maria E. Valencia, *pro hac vice*

[maria.valencia@mccormickbarstow.com](mailto:maria.valencia@mccormickbarstow.com)

19 Nicholas H. Rasmussen, *pro hac vice*

[nrasmussen@mccormickbarstow.com](mailto:nrasmussen@mccormickbarstow.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on March 3, 2023, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Jeffrey S. Tindal  
[jtindal@selmanlaw.com](mailto:jtindal@selmanlaw.com)

Daniel C. Heath  
[dheath@selmanlaw.com](mailto:dheath@selmanlaw.com)

Dallas W. Whiteley  
[dwhiteley@selmanlaw.com](mailto:dwhiteley@selmanlaw.com)

SELMAN LEICHENGER EDSON HSU NEWMAN & MOORE LLP  
*Attorneys for Great Lakes Insurance, SE*

Patrick Fredette  
[patrick.fredette@mccormickbarstow.com](mailto:patrick.fredette@mccormickbarstow.com)

Kevin D. Hansen  
[kevin.hansen@mccormickbarstow.com](mailto:kevin.hansen@mccormickbarstow.com)

Maria E. Valencia  
[maria.valencia@mccormickbarstow.com](mailto:maria.valencia@mccormickbarstow.com)

Nicholas H. Rasmussen  
[nrasmussen@mccormickbarstow.com](mailto:nrasmussen@mccormickbarstow.com)

McCORMICK BARSTOW LLP

and

Emory C. Wogenstahl  
[emory@favros.com](mailto:emory@favros.com)

FAIN ANDERSON VANDERHOEF ROSENDAHL O'HALLORAN SPILLANE PLLC  
*Attorneys for Public Service Insurance Company*

The foregoing is true and correct to the best of my knowledge and belief.

Dated this 3rd day of March, 2023, at Seattle, Washington.

s/ Teresa MacDonald  
Teresa MacDonald